

**REMARKS**

Claims 1, 4, 5, 9-11 and 13-21 are pending in the above-identified application. Claims 13-21 were rejected. Claims 1, 4, 5 and 9-11 were objected to. With this Amendment, claims 1 and 13 were amended, claims 14-21 were cancelled, and claim 22 was added. Accordingly, claims 1, 4, 5, 9-11, 13 and 22 are at issue in the above-identified application.

**Objection To Claims**

Claim 1 was objected to because of informalities. Claim 1 has been amended to correct this informality, per the Examiner's request.

**35 U.S.C. § 112 Indefiniteness Rejection of Claims**

Claim 13 was rejected under 35 U.S.C. § 112, first paragraph, because the specification, while being enabling for the electrolyte being selected from the group consisting of thioacetates defined therein does not reasonably provide enablement for an electrolyte being a mixture of two or more of these thioacetates. Claims 14-21 were rejected under 35 U.S.C. § 112, first paragraph, because the specification, while being enabling for the electrolyte being selected from the group consisting of thioacetates, thiols, thiophenes, thioanisols, thiazoles, thioacetates and aromatic sulfones, does not reasonably provide enablement for an electrolyte of thioacetates as defined in claim 1 in combination with the additional electrolytes of claims 14-21. Claim 13 was rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. Claims 14-21 were rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. Claims 13-21 were rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. In light of the amendments

Response to August 24, 2004 Office Action

Application No. 09/837,847

Page 6

made to the claims, Applicants respectfully traverse these rejections. Withdrawal of this rejection is respectfully requested.

In view of the foregoing, Applicant submits that the application is in condition for allowance. Notice to that effect is requested.

Respectfully submitted,

Dated: December 1, 2004

By:   
David Rozenblat  
Registration No. 47,044  
SONNENSCHEIN NATH & ROSENTHAL LLP  
P.O. Box 061080  
Wacker Drive Station, Sears Tower  
Chicago, Illinois 60606-1080  
(312) 876-8000

14401292